

**SUPERIOR COURT OF NEW JERSEY
BURLINGTON VICINAGE**

CHAMBERS OF
EVAH H.C. CROOK
JUDGE



BURLINGTON COUNTY COURTHOUSE
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April 7, 2011

(Via Fax 847-368-1501 and Regular Mail)

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Re: G. Winter's Sailing Center vs. David Randall Associates, Inc.
Docket No. L-1522-09

Counselors:

The Court is in receipt of various correspondence pertaining to Plaintiff's request that the Trial (scheduled for Monday, April 11, 2011) be adjourned to allow for the filing of a Motion for

Class Certification. The Complaint in this matter was filed on May 4, 2009. The first Trial listing in this matter was scheduled for January 18, 2011. The Court notes that there has been significant motion practice throughout the almost two years that this matter has been pending, none of which dealt with class certification. The Court finds that a Motion for Class Certification at the procedural junction of this case is untimely, and as such, the trial of April 11, 2011 will not be adjourned.

Please be advised that this matter shall be placed in the trial pool and you will be contacted today for the purposes of scheduling a telephone conference either tomorrow, April 8th or Monday morning, April 11, 2011 in this matter.

Very truly yours,


HON. EVAN H.C. CROOK, J.S.C.

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